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8 Attorneys for Plaintiffs and Creditors,
9 JACK SPINLER, THERESA SPINLER, and KAREN WILLIAMS

10 **Carl Durham, CSBN 171706**
11 **WiseMen Legal PC**
12 303 Twin Dolphin Drive, Suite 600
13 Redwood City, CA 90465
14 Phone: 650.249.6733
15 Fax: 650.587.9020

16 Attorney for Defendant and Debtor,
17 STEVEN MCVAY

18 UNITED STATES BANKRUPTCY COURT
19
20 NORTHERN DISTRICT OF CALIFORNIA
21
22 SAN JOSE DIVISION

23 In re STEVEN MCVAY,

24 Debtor.

) Case No. 10-51273 ASW

) Adversary Proceeding No. 10-05156 ASW

) Chapter 7 (converted from Chapter 11)

25 JACK SPINLER; THERESA SPINLER; and
26 KAREN WILLIAMS;

Plaintiffs,

vs.

STEVEN MCVAY; and DOES 1 through 20;

Defendants.

) **STIPULATION FOR ENTRY OF**
) **JUDGMENT**

WHEREAS Debtor and Defendant STEVEN MCVAY ("Defendant") filed bankruptcy in
the Northern District of California Case No. 10-51273-ASW.

WHEREAS Creditors and Plaintiffs JACK SPINLER, THERESA SPINLER, and KAREN

WILLIAMS ("Plaintiffs") brought the above-entitled adversary proceeding against Defendant for denial of discharge and determination of dischargeability of various debts.

WHEREAS Defendant and his wife, Nancy McVay, are also named as defendants in several other actions (collectively, the "Actions")

WHEREAS the parties attended a Bankruptcy Dispute Resolution Mediation session with Resolution Advocate Wendy Smith on February 2, 2012, and reached a confidential settlement agreement ("Settlement Agreement").

WHEREAS, in furtherance of the Settlement Agreement, the parties now execute this Stipulation for Entry of Judgment (herein "Stipulation") and Stipulated Judgment.

IT IS HEREBY STIPULATED by and between the Parties to enter into this Stipulation on the following terms and conditions:

1. This Stipulation shall be filed with the Court; however, a Stipulated Judgment shall not be entered as long as Defendant satisfies the terms and conditions of the Settlement Agreement.

2. Defendant shall execute the Stipulated Judgment against him for \$77,000.00 and the Stipulated Judgment shall indicate a determination that the Judgment is not discharged.

3. If Defendant fully satisfies the terms and conditions of the Settlement Agreement, Plaintiffs will promptly move to dismiss the Action with prejudice.

4. If Defendant fails to satisfy the terms and conditions of the Settlement Agreement, Plaintiffs may enter the Judgment pursuant to the terms and conditions of the Settlement Agreement.

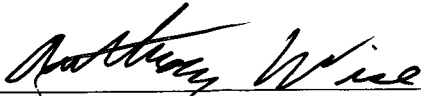
5. This Stipulation may be executed in any number of counterparts, which together shall constitute one and the same agreement. Facsimile signatures shall be effective as if they were original signatures.

1 Dated: May 15, 2012

LAW OFFICES OF NANCY M. BATTEL, JD MBA

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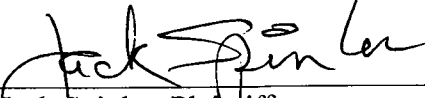

Anthony M. Wise, Attorney for Plaintiffs

4

5

Dated: May 15, 2012

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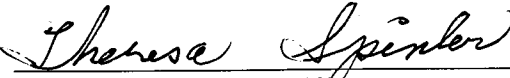

Jack Spinler, Plaintiff

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Dated: May 15, 2012

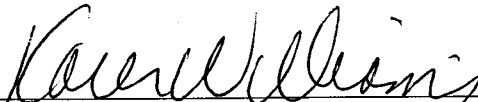
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Theresa Spinler, Plaintiff

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Dated: May 15, 2012

11


Karen Williams, Plaintiff

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14

Dated: May __, 2012

WISEMEN LEGAL PC

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Carl M. Durham, Jr., Attorney for Defendant

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Dated: May __, 2012

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Steven McVay, Defendant

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COUNSELOR OF LAW
1101 Westwood Drive • Suite B • San Jose, CA 95125
Phone: 408.723.2946 • Fax: 408.723.4956

1 Dated: May __, 2012

LAW OFFICES OF NANCY M. BATTEL, JD MBA

3 Anthony M. Wise, Attorney for Plaintiffs

4 Dated: May __, 2012

6 Jack Spinler, Plaintiff

7 Dated: May __, 2012

9 Theresa Spinter, Plaintiff

10 Dated: May __, 2012

12 Karen Williams, Plaintiff

14 Dated: May 15, 2012

WISEMEN LEGAL PC

16 Carl M. Durham, Jr., Attorney for Defendant

17 Dated: May 2, 2012

19 Steven McVay, Defendant

1 **Nancy M. Battel, CSBN 126548**
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8 Attorneys for Plaintiffs

9 **UNITED STATES BANKRUPTCY COURT**

10 **NORTHERN DISTRICT OF CALIFORNIA**

11 **SAN JOSE DIVISION**

12 In Re:

13 STEVEN McVAY,

14 Debtor.

Case No. 10-51273 ASW
CHAPTER 7 converted

Adversary Proceeding No. 10-05156 ASW

15 **CERTIFICATE OF SERVICE OF**
16 **STIPULATION FOR ENTRY OF**
17 **JUDGMENT**

18 JACK SPINLER; THERESA SPINLER; and
19 KAREN WILLIAMS;

20 Plaintiffs,

21 vs.

22 STEVEN McVAY; and DOES 1 through 20;

23 Defendants.

24 I declare that: I am employed by Nancy M. Battel in the City of San Jose, County of Santa
25 Clara, State of California.

26 I am over the age of 18 years and not a party to the within action; my business address is
27 1101 Westwood Drive, Suite B, San Jose, CA 95125.

28 On May 18, 2012, I caused the attached documents described as:

CERTIFICATE OF SERVICE

1 **1. STIPULATION FOR ENTRY OF JUDGMENT;**

2 to be served on the following said cause, by placing a true copy thereof, enclosed in a sealed
3 envelope with first class postage thereon fully prepaid, in the United States mail at San Jose,
4 California addressed as follows:

5 Debtor and Defendant
6 Steven McVay
7 960 Stonehurst Way
8 Campbell, CA 95008

9 Debtor's Counsel
10 Carl M. Durham, Jr.
11 Wisemen Legal PC
12 303 Twin Dolphin Drive, #600
13 Redwood City, CA 94065

14 Executed on May 18, 2012, at San Jose, California.

15 [X] (Federal) I declare that I am employed in the office of a member of the bar of this court
16 at whose direction the service was made.
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/s/ Melanie Abea
Melanie Abea